

ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

DOCKET FILE COPY OF RECEIVED

FEB 12 1997

In the Matter of)

Replacement of Part 90 by Part 88 to)
Revise the Private Land Mobile Radio)
Services and Modify the Policies)
Governing Them)

and)

Examination of Exclusivity and)
Frequency Assignment Policies of)
the Private Land Mobile Radio Services)

To: Private Wireless Division,
Wireless Telecommunications Bureau

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

PR Docket No. 92-235

**REPLY COMMENTS OF THE ALARM INDUSTRY COMMUNICATIONS COMMITTEE
WITH RESPECT TO INDUSTRIAL TELECOMMUNICATIONS ASSOCIATION, INC.
TECHNICAL BLUEPRINT FOR FREQUENCY USE LIMITATIONS**

The Alarm Industry Communications Committee ("AICC"), by its attorney, submits the following reply to comments of the Affiliated American Railroads (AAR) with respect to the Technical Blueprint for Frequency Use Limitation in the Post-refarming Environment recently filed with the Commission by the Industrial Telecommunications Association, Inc. (ITA).¹

AICC agrees with the Affiliated American Railroads (AAR) that, at least for certain safety related operations such as those provided by the central station electrical protection industry, the Commission should retain the existing eligibility limitations on frequencies in the post-consolidation environment.

¹ See Public Notice, Mimeo No. DA 97-206, released January 28, 1997.

See, for example, the current FCC Rule Sections 90.75(c)(27) and (28). AICC was pleased that the ITA Blueprint would preserve the existing eligibility limitations on access to the central station reserved frequencies.

AICC recognizes that there is a strong push within the Commission to consolidate the various radio services into a smaller number. Whether the Commission ultimately places the central station reserved frequencies into a "public service" pool, as AICC has proposed in recent comments, or into a much larger pool as ITA has proposed, the Commission should maintain the current restrictions on eligibility for licensing on the frequencies now allocated to the AICC within the Business Radio Service. As AICC has indicated in its comments, however, the Commission should preserve the current 75 mile protection zone on the frequencies shared with other Business Radio Service licensees, rather than the 50 mile zone proposed in the ITA Blueprint.

AICC does not object to allowing non-central station licensees to be licensed on vacant central station reserved frequencies, but only with the concurrence of the Central Station Alarm Association (CSAA), the FCC recognized coordinator for these frequencies, and pursuant to current interservice coordination protocols. In this way, CSAA may evaluate the potential for interference to central station operations. ITA's proposal for a notification process is simply unworkable. It will result in the Commission becoming drawn into disputes between

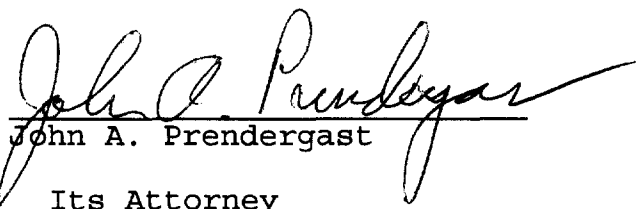
coordinators as to the proper separation between licensees, and whether or not a proposed system will cause harmful interference to existing systems.

As AAR has so clearly shown in its comments to the ITA Blueprint, interference cannot be controlled by simply by drawing a around a reference point. Where protection of lives and property are at stake, as is often the case when an central station monitoring facility must respond to a burglar or fire alarm, interference to such communications may have deadly consequences.

Respectfully submitted,

**Alarm Industry Communications
Committee**

By


John A. Prendergast

Its Attorney

Blooston, Mordkofsky,
Jackson & Dickens
2120 L Street, N.W. Suite 300
Washington, D. C. 20037
(202) 658-0830

Dated: February 12, 1997

CERTIFICATE OF SERVICE

I, Utokia Davis an employee of the Law Offices of Blooston, Mordkofsky, Jackson & Dickens, certify that a copy of the foregoing Reply Comments was mailed this 12th day of February 1997, by United States first class mail, postage prepaid, to the following:

Chairman Reed Hundt*
Federal Communications Commission
1919 M Street, NW, Room 814
Washington, DC 20554

Commissioner James Quello*
Federal Communications Commission
1919 M Street, NW, Room 802
Washington, DC 20554

Commissioner Rachelle Chong*
Federal Communications Commission
1919 M Street, NW, Room 844
Washington, DC 20554

Commissioner Susan Ness*
Federal Communications Commission
1919 M Street, NW, Room 832
Washington, DC 20554

ITS*
1919 M Street, 2nd Floor
Washington, DC 20554

Ira Keltz, Esquire*
Federal Communications Commission
2025 M Street, NW, Room 8119
Washington, DC 20037

Mr. Larry Miller
American Association of State
Highway & Transportation Officials
444 N. Capitol Street, N. W., Suite 249
Washington, DC 20001

Mr. Michael D. Wagner
Senior Communications Engineer
Texaco Trading & Transportation, Inc.
1670 Broadway
Denver, CO 80202-4899

John Reardon, Esq.
Counsel for American Petroleum Institute
Keller & Heckman
1001 G Street, N.W., Suite 500 West
Washington, DC 20001

Mark E. Crosby
President and CEO
Industrial Telecommunications Association, Inc.
1110 North Glebe Road, Suite 500
Arlington, VA 22201

Mr. Gus Gyllenhoff
American Trucking Associations, Inc.
2200 Mill Road
Alexandria, VA 22314

Thomas J. Keller, Esq.
Counsel for Association of American Railroads
Verner, Liipfert, Bernhard, McPherson & Hand
901 15th Street, N.W., Suite 700
Washington, DC 20005

Mr. Wayne Etter
Director, Communication and Signal Division
Association of American Railroads
50 F Street, N.W., Room 7700
Washington, DC 20001

Mr. Ronnie Rand
Executive Director
Association of Public Safety Communications
Officials-International, Inc.
2040 South Ridgewood Avenue
South Dakota, FL 32119

Robert M. Gurss, Esq.
Counsel for Association of Public Safety
Communications Officials-International, Inc.
Wilkers, Artis, Hedrick & Lane
1666 K Street, N.W., Suite 1100
Washington, DC 20006

Mr. Kenton E. Sturdevant
Executive Vice President
Forest Industries Telecommunications
871 Country Club Road, Suite A
Eugene, OR 97401-2200

George Petrutsas, Esq.
Counsel for Forest Industries Telecommunications
Fletcher, Heald & Hildreth
1300 N. 17th Street, 11th Floor
Rosslyn, VA 22209

Mr. Richard S. DeMello
Forestry-Conservation Communications Association
c/o Michigan Department of Natural Resources
MID-Telecommunications
Post Office Box 30028
Lansing, MI 48909

Mr. Alan Caldwell
Director, Government Relations
International Association of Fire Chiefs
4025 Fair Ridge Drive
Fairfax, VA 22033-2868

Mr. Douglas M. Aiken
City of Manchester Fire Department
33 Harvey Road
Manchester, NH 03103

Mr. R. Max Peterson
Executive Director
International Association of Fish & Wildlife Agencies
444 North Capitol Street, N.W., Suite 544
Washington, DC 20001

Martin W. Bercovici, Esq.
Counsel for International Municipal
Signal Association/International
Association of Fire Chiefs
Keller & Heckman
1001 G Street, N.W., Suite 500 West
Washington, DC 20001

Mr. Alfred B. LaGasse, III
Executive Vice President
International Taxicab & Livery Association
3849 Farragut Avenue
Kensington, MD 20895

Mr. Stan Jenkins
The Boeing Company
M/S 3U-AJ
Post Office Box 3707
Seattle, WA 98124-2207

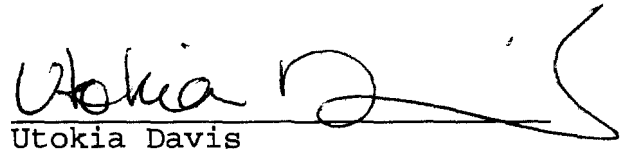
William K. Keane, Esq.
Counsel for Manufacturers Radio Frequency
Advisory Committee and International Taxicab
& Livery Association
Arter & Hadden
1801 K Street, N.W., Suite 400K
Washington, DC 20006-1301

Mr. James B. Hull
State Forester
National Association of State Foresters
c/o Texas Forest Service
College Station, TX 77843-2136

Robert Hoggarth, Esq.
Personal Communications Industry Association
500 Montgomery Street, Suite 700
Alexandria, VA 22314-1561

Mr. Donald J. Vasek
Personal Communications Industry Association
500 Montgomery Street, Suite 700
Alexandria, VA 22314-1561

Thomas E. Goode, Esq.
Jeffrey L. Sheldon, Esq.
UTC, the Telecommunications Association
1140 Connecticut Avenue, N.W., Suite 1140
Washington, DC 20036


Utokia Davis

* Via Hand Delivery